

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Lynn B. Lunsford et al.                      Art Unit : 1633  
Serial No. : 09/909,460                                      Examiner : Maria Marvich  
Filed : July 18, 2001    Conf. No. : 1198  
Title : MICROPARTICLES FOR DELIVERY OF NUCLEIC ACID

**MAIL STOP RCE**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

PETITION FOR THREE-MONTH EXTENSION OF TIME UNDER 37 C.F.R. §1.136

Pursuant to 37 CFR §1.136, applicants hereby petition that the period for response following the filing of a Notice of Appeal on May 29, 2009, be extended for three months to and including October 29, 2009.

The required fee in the amount of \$555 is being paid concurrently herewith on the Electronic Filing System (EFS) by way of Deposit Account authorization. Please apply any other charges or credits to deposit account 06-1050, referencing Attorney Docket No. 08191-0014002.

Respectfully submitted,

Date: October 29, 2009

/Jack Brennan/  
Jack Brennan  
Reg. No. 47,443

Fish & Richardson P.C.  
601 Lexington Avenue  
Floor 52  
New York, NY 10022  
Telephone: (212) 765-5070  
Facsimile: (877) 769-7945

30508898.doc

**CERTIFICATE OF MAILING BY EFS-WEB FILING**

I hereby certify that this paper was filed with the Patent and Trademark Office using the EFS-WEB system on this date: October 29, 2009